

November 10, 2000

VIA FAX AND U.S. MAIL



Mr. Paul Peronard  
US Environmental Protection Agency  
EPR-SA  
999 18<sup>th</sup> Street, Suite 500  
Denver, CO 80202

Mr. Paul Peronard  
US Environmental Protection Agency  
501 Mineral Avenue  
Libby, MT 59923

Mr. Matthew Cohn  
US Environmental Protection Agency  
EPR-SA  
999 18<sup>th</sup> Street, Suite 300  
Denver, CO 80202

Katheryn Jarvis  
Coggon  
(303)866-0408  
coggonk@hro.com

Re: Libby, Montana Asbestos Site

Dear Messrs. Peronard and Cohn:

*Attorneys at Law*

1700 Lincoln Street  
Suite 4100

Denver, Colorado  
80203-4541

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I am writing you on behalf of W.R. Grace & Co. - Conn. (Grace). As you know, Grace has volunteered to conduct removal action and disposal activities on property owned by Kootenai Development Company (KDC) located in Libby, Montana. Specifically, Grace, through its consultant URS Corp., submitted a draft Workplan dated September 27, 2000 to EPA detailing the proposed removal action and disposal activities for the Kootenai Flyway and Kootenai Bluffs properties.

Consistent with November 9, 2000 discussions between Paul Peronard and Jim Stout of URS, Grace and EPA have agreed that Grace will conduct the removal action at the Kootenai Flyway and Kootenai Bluffs properties in accord with the September 27, 2000 Workplan and that all work will be performed consistent with CERCLA under EPA oversight. By agreeing to undertake such work Grace does not waive any rights or defenses it may have in any pending or future litigation.

With this understanding, Grace intends to begin removal activities early next week. Please call me at 303-866-0408 if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Katheryn J. Coggon'.

Katheryn J. Coggon

c: James Freeman